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UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT



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550393

UNITED STATES OF AMERICA,

Plaintiff,

-v-

SOLVENT RECOVERY SERVICE  
OF NEW ENGLAND and LORI  
ENGINEERING COMPANY,

Defendants.

Hon. José A. Cabranes, U.S.D.J.

CIVIL NO. E-79-704

Superfund Records Center

SITE: SR5

BREAK: 10.4

OTHER: \_\_\_\_\_

ANSWERS OF DEFENDANT  
SOLVENTS RECOVERY SERVICE OF NEW ENGLAND  
TO FIRST SET OF INTERROGATORIES SUBMITTED BY  
PLAINTIFF UNITED STATES OF AMERICA

DEFINITIONS PROVIDED WITH INTERROGATORIES

"Defendant" and "Solvents Recovery" mean, unless otherwise specified, the defendant Solvents Recovery Service of New England and anyone retained by it or acting on its behalf, including but not limited to the following:

- (a) any independent contractor, agent, or employee of the defendant;
- (b) any division or subsidiary of the defendant and any of the division's or subsidiary's independent contractors, agents, or employees; and
- (c) any other person, business entity, corporation, firm, partnership, or division or subsidiary thereof.

The "Solvents Recovery Site" means all property owned by the defendant directly or indirectly (through the ownership of shares in or assets of any business entity, corporation, firm, partnership, division, or subsidiary), or that was or is leased by the defendant, that is located at Lazy Lane in Southington, Connecticut.

"Disposal" means the discharge, deposit, injection, dumping, spilling, leaking, or placing onto or into any land, water, lagoon, landfill, container, storage tank, barrel, drum, trench, or surface or subsurface impoundment.

"Wastes" includes all solid, liquid, sludge-like, gaseous or other materials (including, without limitation, all contact and non-contact water or process water employed in any industrial or chemical operation) that are, or that contain, chemicals or chemical, industrial, domestic, or other by-products test products, unused end-products, or sewage disposed of or to be disposed of onto or into any land, water, lagoon, landfill, container, storage tank, barrel, drum, trench, or surface or subsurface impoundment.

"Identify" when used in connection with a location at which the disposal of wastes has occurred, means to describe the names used by the defendant to describe the location, the approximate dimensions of the location (including linear dimensions, surface area, and volume), the geographic position of the location (by coordinates, metes and bounds, and identification on a map), the address (if different from the Solvents Recovery site), and the ownership of the location.

"Identify" when used in connection with a natural person means to state his or her name, home and business addresses,

employer and position at the time referred to, and present employer and position, if different.

"Identity," when used in connection with corporate or other business entities means to state the name of the entity, its principal type of business, its principal business address and the form of its organization, including, if known the jurisdiction in which it is organized.

INTERROGATORIES

1. Identify the person answering these interrogatories on behalf of the defendant.

ANSWER TO INTERROGATORY 1: Carleton H. Boll, President.

2. Identify all present or former employees of the defendant who are or were:

- (a) responsible for the transportation, handling, storage, treatment or disposal of wastes by the defendant;
- (b) knowledgeable concerning past or present waste disposal practices or procedures of the defendant, and state the scope of the employee's knowledge and expertise.

ANSWER TO INTERROGATORY 2: The definition provided in the interrogatories of "disposal" and of "wastes" is so broad as to include all of the operations of Solvents Recovery Service of New England ("placing . . . into any . . . container, . . . barrel, drum . . ." any "materials . . . that are, or that contain chemicals. . . ." Since all of SRSNR's operations involve working with chemicals, and since all of these operations involve placing or pumping or other movement of materials containing chemicals into or from some form of container, SRSNR interprets Interrogatory 2 to request identification of all employees of the defendant having any knowledge of the operations of the defendant. Consequently, in answer to Interrogatory 2, a complete list of all past and present employees and their job titles is attached as Rider A.

3. Identify each person, other than present or former employees of the defendant, having knowledge of past or present waste disposal practices or procedures of the defendant, and state the scope of the person's knowledge and expertise.

ANSWER TO INTERROGATORY 3: For the reasons expressed in answer to Interrogatory 2, SRSNE interprets this question as requesting identification of all persons who have any knowledge of the operations of the defendant. These persons fall into the following categories:

- (a) All sales to the defendant. Pursuant to Rule 33(c) of the Federal Rules of Civil Procedure, defendant specifies the corporate purchase register (previously produced) as the business record from which the requested information with regard to sales to the company may be derived or ascertained.
- (b) All customers of the defendant. Pursuant to Rule 33(c) of the Federal Rules of Civil Procedure, defendant specifies the corporate sales register (previously produced) as the business record from which the requested information with regard to customers of the company may be derived or ascertained.
- (c) All local, state, and federal officials who have had contact with the defendant. To the present knowledge of the defendant, this category includes but is not limited to the following:

All persons named in answers of the intervenor plaintiff Board of Water Commissioners for the Town of Southington to the first set of interrogatories of

the defendant Solvents Recovery Service of New England; all members of the Board of Water Commissioners for the Town of Southington; officials of the Town of Southington, including the Town Manager, Town Health Officer, Zoning Board members, and Public Works Department officials; officials of the State of Connecticut, including personnel of the Connecticut State Department of Health, Connecticut State Department of Environmental Protection, and Connecticut State Water Resources Board; federal officials of various agencies, including OSHA and EPA.

4. Identify all locations at the Solvents Recovery Site at which, at any time, the disposal of wastes has occurred, and, for each location, identify:

- (a) the type, quantity, and chemical composition of the wastes disposed of at the location;
- (b) the method(s) of disposal used at the location;
- (c) the date when the disposal of wastes first occurred at the location; and
- (d) the date when the disposal of wastes most recently occurred at the location.

ANSWER TO INTERROGATORY 4:

A. Sludge Pit. Approximately 30 feet wide by 60 feet long by 8 feet deep, located just south of the present stills.

(a) Type: still bottoms

$$= 14,400 \text{ ft}^3 \\ \times 7.48052$$

107,719 gal.

the defendant Solvents Recovery Service of New England; all members of the Board of Water Commissioners for the Town of Southington; officials of the Town of Southington, including the Town Manager, Town Health Officer, Zoning Board members, and Public Works Department officials; officials of the State of Connecticut, including personnel of the Connecticut State Department of Health, Connecticut State Department of Environmental Protection, and Connecticut State Water Resources Board; federal officials of various agencies, including OSHA and EPA.

4. Identify all locations at the Solvents Recovery Site at which, at any time, the disposal of wastes has occurred, and, for each location, identify:

- (a) the type, quantity, and chemical composition of the wastes disposed of at the location;
- (b) the method(s) of disposal used at the location;
- (c) the date when the disposal of wastes first occurred at the location; and
- (d) the date when the disposal of wastes most recently occurred at the location.

ANSWER TO INTERROGATORY 4:

A. Sludge Pit. Approximately 30 feet wide by 60 feet long by 8 feet deep, located just south of the present stills.

- (a) Type: still bottoms

Quantity: unknown

Chemical composition: solids from the paint, lacquer, varnish, and plastics industries, as well as ketones, esters, aliphatic and aromatic hydrocarbons, and alcohols.

(b) Pit used to store materials until they could be trucked off site.

(c) 1955.

(d) 1967.

B. Water Skimmer. One or more were in use at various times during the period the sludge pit was in use. Approximate dimensions were 5 feet long by 10 feet wide and 1 foot deep, equipped with underflow and overflow weirs. Located southeast, between the sludge pit and the railroad.

(a) Type: sludge pit overflow

Quantity: unknown

Chemical composition: rainwater, surface water, and distillation water, containing some solvents listed above under A(a).

(b) Flow through.

(c) 1955.

(d) 1967.

C. Ash. Southeast side of property just north of the incinerator. Approximately 50 feet long by 8 feet wide by 0-2 feet deep. Ash was used to fill in depression in ground.



(a) Type: incinerator ash

Quantity: unknown

Chemical composition: inorganic ash, oxides and hydroxides.

(b) Ash was deposited on the ground via wheelbarrow.

(c) 1967

(d) 1975 or 1976.

D. Septic Tank. Size unknown; located northeast of building.

(a) Type: sanitary waste

Quantity: unknown

Chemical composition: normal.

(b) Toilet flushes and sink drains.

(c) 1955.

(d) Present.

E. Storm Water System. Located at northwest corner of the building.

(a) Type: overflow of well, boiler, and cooling tower blowdown, and rainwater

Quantity: unknown

Chemical composition: typical of boiler and cooling tower blowdown, which may contain trace amounts of organic chemicals.

(b) Catch basin and underground pipe.

(c) 1955.

(d) Present.

F. Drum Storage. Located in easterly and southerly areas of facility.

(a) Type: used solvents

Quantity: unknown

Chemical composition: as listed above in A(a).

(b) Leakage or spillage; storage of drums.

(c) 1955.

(d) Present.

G. Tank Trucks and Tank Loading and Unloading

(a) Type: used solvents

Quantity: unknown

Chemical composition: as listed above in A(a).

(b) Leakage or spillage; storage.

(c) 1955.

(d) Present.

5. Identify all locations other than at the Solvents Recovery site at which has occurred, at any time, the disposal of wastes by the defendant, and, for each location, identify:

(a) the type, quantity, and chemical composition of the wastes disposed of at the location by the defendant;

(b) the method(s) of disposal used at the location by the defendant;

(c) the date when the disposal of wastes by the defendant first occurred at the location;

(d) the date when the disposal of wastes by the defendant most recently occurred at the location; and

(e) the persons who have transported wastes to the location for the defendant and the year(s) those persons transported the wastes.

ANSWER TO INTERROGATORY 5: As in answer to the two previous questions, defendant interprets the definitions given of "disposal of wastes" as including, broadly, the placing of any materials

containing chemicals into any container. Furthermore, it must be noted that the definition of "defendant" includes independent contractors, as well as agents and employees, and further includes the independent contractors, agents, or employees of divisions or subsidiaries of the defendant. Defendant has ignored subparagraph (c) of the definition of "defendant," which provides that "defendant" includes "any other person, business entity, corporation, firm, partnership, or division or subsidiary thereof"; since it is not modified or limited in any way, it is incomprehensible. In answering Interrogatory No. 5, defendant has included all those sites at which it knows or believes that any materials from the SRSNE site have been disposed of, whether by SRSNE directly or through some third party.

A. Town of Southington landfill(s)

(a) Type: still bottoms

Quantity: unknown

Chemical composition: See answer to Interrogatory 4A(a).

(b) Dumped.

(c) Between 1955 and 1960.

(d) 1967.

(e) Mastrianni Construction Company, and possibly others.

B. Mastrianni Property

(a) Type: still bottoms

Quantity: unknown

Chemical composition: See answer to Interrogatory 4A(a).

- (b) Dumped.
- (c) 1955.
- (d) Approximately 1960.
- (e) Mastrianni Construction Company.

**C. Cianci Property**

Overflow from the water skimmer and storm water system (see answers to Interrogatory No. 4(B), (E)).

**D. Drum Reconditioning Scrap Metal Plants**

- (a) Type: Dirty drums  
Quantity: unknown  
Chemical composition: Same as in answer to Interrogatory 4A(a).
- (b) Unknown.
- (c) 1955.
- (d) Present.
- (e) New England Barrel; Bayonne Barrel and Drum Co.; Kingston Steel Drum; Great Lakes; Hartford Cooperage; probably others.

**E. Contractor's Facility**

- (a) Type: heavy drums and solid still bottoms  
Quantity: unknown  
Chemical composition: See answer to Interrogatory 4A(a).
- (b) Landfill; dehead and clean out.
- (c) 1955.
- (d) Present.
- (e) EWR; Ottati & Goss; McCauley; Gaess; Ace;

Cecos; Chemical Waste Management; Chemtrol;  
Envirochem.

**P. Waste Oil Facility**

- (a) Type: still bottoms from chlorinated hydrocarbons, mainly oil  
Quantity: unknown  
Chemical composition: oil and grease containing some chlorinated hydrocarbons.
- (b) Blended and sold as oil.
- (c) 1955.
- (d) Present.
- (e) Connecticut Waste Oil; EWR, Ace, Harbor Petroleum.

**G. Cement and Light Weight Aggregate Plants**

- (a) Type: Solfuel (TM) FUEL  
Quantity: unknown  
Chemical composition: still bottoms and solvent mixes uneconomical to recover.
- (b) Used as supplementary fuel in manufacturing process.
- (c) 1975.
- (d) Present.
- (e) SRS trucks and outside carriers shipped to Solite; Norlite; Universal Atlas; Hercules; Keystone; and Alpha Portland.

6. Identify each person that you expect to call at trial as an expert witness, and with respect to such persons, state the subject matter (fully and in detail) on which he or she is expected to testify.

ANSWER TO INTERROGATORY 6: Not known at present.

7. Identify each person who has been consulted, retained, or specially employed by you in anticipation of litigation or preparation for trial, but that you do not expect to call at trial as a witness.

ANSWER TO INTERROGATORY 7: Not known at present.

CERTIFICATION

I certify that the foregoing statements made by me are true to the best of my information and belief. I am aware that if any of the foregoing statements made by me are wilfully false, I am subject to punishment.

SOLVENTS RECOVERY SERVICE OF  
NEW ENGLAND, INC.

By:



Carleton H. Boll

Dated: September 23, 1981.